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PATENT  
Customer No. 22,852  
Attorney Docket No. 05905.0125-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Masaaki ITO

Application No.: 09/660,187

Filed: September 12, 2000

For: GAME DEVICE, GAME  
PROCESSING METHOD AND  
INFORMATION RECORDING  
MEDIUM

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)  
) Group Art Unit: 2672  
)  
) Examiner: J. Wang  
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DEC 16 2003

Technology Center 2600

Commissioner for Patents  
Washington, DC 20231

Sir:

**REQUEST FOR RECONSIDERATION**

In reply to the Office Action dated September 15, 2003, please amend the  
application as follows:

**Remarks/Arguments** are presented beginning on page 2 of this paper.

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**STATEMENT OF COMMON OWNERSHIP UNDER 35 U.S.C. 103(c)**

The present application and U.S. Patent No. 6,417,854 were, at the time the invention of the present application was made, commonly owned by Kabushiki Kaisha Sega Enterprises. The Reel/Frame data associated with the Recordation of Assignment for the present application is 011389/0077. The Reel/Frame data associated with U.S. Patent No. 6,417,854 is 009971/0038.

**REMARKS**

In the Office Action dated September 15, 2003, the Examiner rejected claims 1 and 6-12 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,417,854 to Isowaki et al. ("Isowaki") in view of U.S. Patent No. 6,217,445 to Inoue et al. ("Inoue") and U.S. Patent No. 6,141,025 to Oka et al. ("Oka"). Claims 1 and 6-12 are currently pending in the application.

Regarding the § 103(a) rejection of claims 1 and 6-12, Applicant respectfully submit that Isowaki is not available as prior art against the present application for the following reasons.

35 U.S.C. §103(c) provides:

Subject matter developed by another person, which qualifies as prior art only under one or more of subsections (e), (f), and (g) of section 102 of this title, shall not preclude patentability under this section where the subject matter and the claim invention were, at the time of the invention, was made, owned by the same person or subject to an obligation of assignment to the same person.

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